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2661 #

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In Re Patent Application of: |) |
|---|---|
| Kent Wendorf, et al. |) |
| Application No.: 09/751,792 |) |
| Filed: December 29, 2000 |) |
| For: SYSTEM AND METHOD FOR ALLOCATING BANDWIDTH IN A NETWORK NODE |) |

RECEIVED

Examiner: Vincent, David Robert

Art Unit: 2661

AUG 0 9 2004

Technology Center 2600

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

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Sir:

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If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: _ July 27, 200

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| INFORMATION DISCLOSURE | | | Application Number | 09/751,792 | | |
| | | | Filing Date | December 29, 2000 | | |
| | STATE S | =ME | ENT BY APPLICAN | Γ | First Named Inventor: | Kent Wendorf |
| JUL 2 7 200 | | (use as | s many sheets as necessary) | | Art Unit | 2661 |
| R. | , 5 | | | | Examiner Name | Vincent, David Robert |
| Speet vice | 1 | | Of | 2 | Attorney Docket Number | 81862P239 |
| · | | | U.S. PATEN | T DOCUMENTS | S | |
| Examiner Initials* | Cite No. | Num | Document Number ber-Kind Code²(if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | | US- | 5,224,099 | 6/29/1993 | Corbalis et al. | |
| i | | US- | 5,313,454 | 5/14/1994 | Bustini et al. | |
| ` | | US- | 5,359,592 | 10/25/1994 | Heitkamp et al. | CENED |
| | | US- | 5,436,891 | 7/25/1995 | Grossman et al. | |
| | | US- | 5,835,494 | 11/10/1998 | | UG 0 3 2004 |
| | | US- | 5,838,915 | 11/17/1998 | 141 | |
| | | US- | 6,002,667 | 12/14/1999 | Manning et al. Toch | nology Center 2600 |
| | | US- | 6,034,945 | 3/7/2000 | Hughes et al. | 10103) |
| | | US- | 6,061,348 | 5/9/2000 | Castrigno et al. | |
| | | US- | 6,088,736 | 7/11/2000 | Manning et al. | |
| | | US- | 6,526,060 | 2/25/2003 | Hughes et al. | |
| | | US- | 6,535,484 | 3/18/2003 | Hughes et al. | |
| | | US- | 6,424,624 B1 | 7/23/2002 | Galand et al. | |
| | | US- | 6,445,707 B1 | 9/3/2002 | luoras et al. | |
| | | US- | 6,512,743 B1 | 1/28/2003 | Fang | |

| FOREIGN PATENT DOCUMENTS | | | | | | |
|--------------------------|--------------------------|--|-----------------------------|--|--|----|
| Examiner Initials* | Cite No. ¹ | Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | Т° |
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| INFORMATION DISCLOSURE | | | Application Number | 09/751,792 | | |
| | | | Filing Date | December 29, 2000 | | |
| O/LE | ITAT | EME | NT BY APPLICAN | NT | First Named Inventor: | Kent Wendorf |
| | <i>''''</i> | (use as n | nany sheets as necessary) | | Art Unit | 2661 |
| . JUL 277 | 2004 岁 | | | | Examiner Name | Vincent, David Robert |
| Sheet | 2 | | Of | 2 | Attorney Docket Number | 81862P239 |
| Sheet Fxaminer | ELE | | U.S. PATE | NT DOCUMENTS | | |
| Examiner Initials* | Cite No. ¹ | Number | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant |
| | | Numbe | er-Kind Code ² (If known) | | | Figures Appear |
| | | US- | 6,526,062 B1 | 2/25/2003 | Milliken et al. | |
| | | US- | 6,654,374 B1 | 11/25/2003 | Fawaz et al. | |
| ` | | US- | 6,657,962 B1 | 12/2/2003 | Barri et al. | |
| | | US- | 6,661,802 B1 | 12/9/2003 | Homberg et al. | |
| | | บร- | 6,714,517 B1 | 3/30/2004 | Fawaz et al. | OFILIED |
| • | | US- | US 2003/0133406 A1 | 7/17/2003 | Fawaz et al. | CEIVED |
| | | US- | | | | |
| | | US- | | | AL | JG 0 3 2004 |
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|-----------------------|--------------------------|--|-----------------------------|--|--|----------------|--|
| Examiner Initials* | Cite No. ¹ | Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ | |
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| A 1 | Patent Application Publication | Pre-grant publication available March 2001 |
| A2 | Patent Application Publication (Republication) | Pre-grant publication available March 2001 |
| А9 | Patent Application Publication (Corrected Publication) | Pre-grant publication available March 2001 |
| B1 | Patent RECEIVED | No previously published pre-grant publication |
| B2 | Patent AUG 0 3 2004 | Having a previously published pre-grant publication and available March 2001 |
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| Е | Reissue Patent | No change |
| н | Statutory Invention Registration (SIR) | No change |
| P1 | Plant Patent Application Publication | Pre-grant publication available March 2001 |
| P2 | Plant Patent | No previously published pre-grant publication |
| Р3 | Plant Patent | Having a previously published pre-grant publication and available March 2001 |
| P4 | Plant Patent Application Publication (Republication) | Pre-grant publication available after March 2001 |
| . P9 | Plant Patent Application Publication (Corrected Publication) | Pre-grant publication available March 2001 |
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